

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 1, 2001

DIVISION ONE

B134452 People v. Espino (Not for Publication)
B144676 In re Martin Espino on Habeas Corpus

On appeal, the judgment is affirmed. On defendant's petition for a writ of habeas corpus, an order to show cause is issued this date, returnable before the superior court, limited to the issue of whether trial counsel rendered constitutionally ineffective assistance with respect to the admissibility of defendant's extrajudicial statements. As to defendant's other claims on habeas corpus, the petition is denied.

Mallano, J.

We concur: Ortega, Acting P.J.
 Vogel (Miriam A.), J.

B142794 People (Not for Publication)
 v.
 Mixco

The judgment is modified to stay imposition of sentence on count 2 (infliction of corporal injury on a cohabitant) pursuant to Penal Code section 654, and the matter is remanded for resentencing. In all other respects, the judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
 Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B144890 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Ana A., et al.

The order under review is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

B140321 People (Not for Publication)
v.
Curry

The judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B145378 People (Not for Publication)
v.
Lares

The order granting defendant's motion to suppress evidence is reversed.
The matter is remanded to the trial court with directions to deny the motion
and set the matter for trial.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

May 1, 2001-Continued

DIVISION TWO (Continued)

B144218 Mitchell (Not for Publication)
v.
Gourley

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Ortega, J.

B142755 People (Not for Publication)
v.
Banks

With respect to count 2 (possession of cocaine in violation of Health and Safety Code section 11350, subdivision (a)), the judgment is reversed. In all other respects, the judgment is affirmed.

Mallano, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

DIVISION THREE

B134831 Harold Green
v.
Packard Bell Nec, Inc.

Filed order denying petition for rehearing.

DIVISION FIVE

B136820 Blondell Lewis (Not for Publication)
 v.
 Krause's Sofa Factory

The judgment is affirmed. Each party to bear their own costs.

Willhite, J. (Assigned)

We concur: Turner, P.J.
 Armstrong, J.

B132684 Naomi Dekens (Not for Publication)
 v.
 Ford Motor Company

The judgment is affirmed. Respondent(s) to recover costs.

Willhite, J. (Assigned)

We concur: Turner, P.J.
 Grignon, J.

B133117 Naomi Dekens (Not for Publication)
 v.
 Hamilton Beach/Proctor Silex, Inc.

The judgment is reversed. Appellant(s) to recover costs.

Willhite, J. (Assigned)

We concur: Turner, P.J.
 Grignon, J.

DIVISION FIVE (Continued)

B139948 Naomi Dekens (Not for Publication)
 v.
 The Hoover Company

The judgment is affirmed. Respondent(s) to recover costs.

Willhite, J. (Assigned)

We concur: Turner, P.J.
 Grignon, J.

DIVISION SIX

B141156 People (Not for Publication)
 v.
 Coleman

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

B135757 People (Not for Publication)
 v.
 Jiminez

The sentence is vacated and the matter remanded for resentencing. On remand, the trial court may only impose one 25-to-life term and any other lawful term the trial court deems appropriate. In all other respects, the judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

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DIVISION SIX (Continued)

B143797 People (Not for Publication)
v.
Gallo

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Coffee, J.

B138548 Armstrong et al. (Not for Publication)
v.
Budorick et al.

Accordingly, we affirm the corrected judgment. The motions for sanctions are denied. Armstrong is to pay Budorick's costs, including attorney's fees, on appeal. (§§ 425.16, subd. (c), 1033.5; Cal. Rules of Court, rule 26(a)(1), (4).)

Perren, J.

We concur: Gilbert, P.J.
Coffee, J.

B140017 Radzyninski (Not for Publication)
v.
City of Santa Maria et al.

The judgment is affirmed. Costs are awarded to respondent.

Gilbert, P.J.

We concur: Yegan, J.
Perren, J.

May 1, 2001-Continued

DIVISION SIX (Continued)

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The judgment (order) is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B139292 People (Not for Publication)
v.
Kerrigan

Accordingly, the judgment (order of commitment) is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

B145364 In re John Kerrigan On Habeas Corpus

Filed order denying petition for writ of Habeas Corpus.

DIVISION SEVEN

B138487 People (Not for Publication)
v.
Picazo and Vaughn

The judgment is affirmed.

Woods, J.

I concur: Lillie, P.J.
I concur and dissent: Johnson, J. (Opinion)

May 1, 2001-Continued

DIVISION SEVEN (Continued)

B143161 People (Not for Publication)
v.
Acevedo

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
 Woods, J.

B142235 People (Not for Publication)
v.
Lopez

The judgment is affirmed.

Lillie, P.J.

We concur: Johnson, J.
Boland, J. (Assigned)